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Response to Missing Parts/ Incomplete Application Response to Missing Parts/ under 37 CFR 1.52 or 53 SIK NAT JRE OF APPLICANT, ATTORNEY, OR AGENT Firm or Michelle A. Shern ood Individual Signature March 19, 2004 CE TIFICATE OF TRANSMISSION/MAILING The eroby certify that this correspondence is b ing facilimila transmitted to the USPTO or deposited with the United States Postal Service with 5 rimited to the distribution or for Potents, P.O.Box 1450, Alexandila, VA 22313-1450 on the date March 19, 2004 Typed or printed Diane L. J. etzlet	Fee Attached Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statem; nt Certified Copy of Priority	Liconsing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Addr Terminal Disclairner Request for Refund CD, Number of CD(s) Remarks / UTHORIZATION TO CHARGE T	to a Technology of Appeal Communi of Appeals and In Appeal Communi (Appeal Notice, British Proprietary Inform Status Letter Other Enclosure(sidentify below): Petition to Correct Fill "Date-In" Under 37 Community of the Proprietary Information of Correct Fill "Date-In" Under 37 Community Office and Inc. (In the Proprietary Information of Correct Fill (In the Propr	Center (TC) cation to Board sterferences cation to TC left, Reply Brief) mation s) (please ing Date as C.F.R 1.10(c)		
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This collection of information is required by \$\cdot 'CFR \cdot 5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is g werned by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, proparing, and submitting the con pleted application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form a dry suggestions for reducing this burdon, should be sont to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Corm. erce, V ashington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, dexandria, VA 22313-1450.

If you need assistant 3 in co-npleting the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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Confirmation No. Unknown

PC25608A

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT: Larry I. Bretton et al.

EXAMINER

SERIAL NO. : 10/774.260

ART UNIT

FILED

: February 6, 11004

PAPER NO.

FOR

: Compo inds That Modulate PPAR Activity And Methods Of Preparation

Petition to Correct Filing Date as "Date-In" Under 37 C.F.R. 1.10(c)

Commissioner for Patent P.O. Box 1450 Alexandria, Virginia 223 3-1450

Dear Sir:

This Petition to Correct Filing Date Under 37 C.F.R. 1.10(c) is in response to the Applicants request for fi ing a Utility Patent Application under 37 C.F.R 1.53(b) in the above referenced matter.

According to the bar code label on the return postcard received by us on February 25, 2004, the filing date was recorded as February 5, 2004. Applicants respectfully submit that the correct filing date is February ii, 2004 for the reasons that follow.

Applicants submit hat on February 6, 2004 Applicants filed a request for Utility Patent Application under 37 C F.R. 1.53(b). Said application was sent to MAIL STOP PATENT APPLICATION using "I xprt ss Mail Post Office to Addressee" service of the United States Postal Service according o 37 C.F.R. 1.10. The number of the "Express Mail" mailing label was placed on the Utility Application Transmittal, Unexecuted Declaration and Power of Attorney, Certificate of Mailing: Express Mail, and return postcard in accordance with MPEP § 503.

The Applicants doposi ed the application directly with an employee of the United States Post Office and receive la late-in of February 6, 2004. A copy is attached hereto. Applicants have also att chec hereto a copy of the Shipment Details for the Correspondence obtained from the United Stat's Postal Service web-site as well as a copy of the return postcard received by Applicant's on February 25, 2004.

Based on the fore joing reasons, the Applicants respectfully request that the filing date of the above-identified pater t application be corrected to reflect the "date-in" on the "Express Mail" mailing label of February 6, 2004.

110/774,260

-2-

PC25608A

The Applicants r spectfully submit that this Petition requires a fee and authorization is hereby given to charge any file, which may be required, or credit any overpayment, to Deposit Account 23-0455.

Respectfully submitted,

Date: 3/ 19 /6-004

By: Mihule A Shermal

Michelle A. Sherwood Registration No. 36,271

Warner-Lambert Company LLC

2800 Plymouth Road Ann Arbor, MI 48105

Tel.: (734) 622-2624 Fax: (734) 622-1553 THE UNITED STATES PATENT AND TRADEMARK OFFICE IS IN RECEIPT OF A UTILITY PATENT APPL CAT ON UNDER 37 CFR 1.53(b) INCLUDING:

- 1. TRANSMITTAL LETTI R AI D FEE TRANSMITTAL (2 PAGES)
- 2. SPECIFICATION (221 'AGES)
- 3. 47 CLAIMS (29 PAGES)
- 4. ABSTRACT (1 PAGE)
- 5. DECLARATION AND I OWER OF ATTORNEYUNEXECUTED (5 PAGES)
- 6. AUTHORIZATION TO DEBT /CREDIT DEPOSIT ACCOUNT 23-0455
- 7. CERTIFICATE OF MAI ING BY EXPRESS MAIL (#ER190758253US)
- 8. RETURN POSTCARD

INVENTORS: LARRY D. B. ATI ON ET AL INVENTION TITLED: "CON POUNDS THAT MODULATE PPAR ACTIVITY AND METHODS OF PREPARATI IN"

AJL:DLH PC25608A -MAS FEBRUARY 6, 2004

FEB : 5 2004

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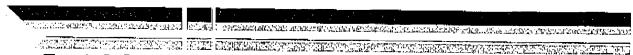
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- ENROUTE, Februa y 06 2004, 6:33 pm, DETROIT, MI 48242
- ACCEPTANCE, Fe iruar / 06, 2004, 4:20 pm, ANN ARBOR, MI 48113

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